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Attorney for DUSTIN BROWN

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

THE UNITED STATES OF AMERICA,) No. 2:24-cr-268 WBS
Plaintiff,)
) STIPULATION AND
) ORDER TO CONTINUE STATUS
v.) CONFERENCE FOR BOTH DEFENDANTS
)
DUSTIN BROWN and) Requested status conference date: 4-21-2025
MATTHEW MICHALAK,) Time: 10:00 a.m.
Defendants.) Judge: Hon. William B. Shubb
)
=====)

STIPULATION REGARDING A NEW STATUS CONFERENCE DATE OF APRIL 21, 2025

It is hereby stipulated between the parties, Alexis Klein, Assistant United States Attorney, Todd Leras, attorney for defendant MATTHEW MICHALAK and Michael D. Long, attorney for defendant DUSTIN BROWN, that the status conference set for February 18, 2025, at 10:00 a.m. should be continued and re-set for April 21, 2025, at 10:00 a.m.

Mr. Long has just taken over, from the Office of the Federal Defender, as the attorney-of-record for Mr. Brown. Mr. Long needs to read the discovery, review the discovery with Mr. Brown, and assess the facts, the charges and Mr. Brown's defenses. Mr. Brown is housed in the Yuba County Jail in Marysville, which will make meeting with Mr. Brown more difficult.

The parties further agree that this court should make a finding of good cause for the requested extension and that in fact good cause is hereby shown. The government has provided over 350 pages of discovery. The government has made additional discovery available for review

1 by defense counsel, including seized digital devices. All attorneys continue to read and view the
2 discovery, investigate the case and meet with their respective clients. Counsel for defendants
3 believe that failure to grant the above-requested continuance would deny counsel the reasonable
4 time necessary for effective preparation, taking into account the exercise of due diligence.
5

6 All parties are available to appear in this case on April 21, 2025.

7 Each party further stipulates that the ends of justice served by granting such continuance
8 outweigh the best interests of the public and of all the defendants in a speedy trial. Time has already
9 been excluded through February 18, 2025.
10

11 All parties request the date of April 21, 2025, for the status hearing. The request for
12 extending the date for the status conference is at the specific request of each of the defendants and
13 with the knowing, intelligent and voluntary waiver of each defendant's speedy trial rights under the
14 law. The government agrees that a continuance is necessary. Good cause is hereby shown.
15

16 For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161, et seq.,
17 within which trial must commence, the time period from today's date to April 21, 2025,
18 inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code T4]
19 because it results from a continuance granted by the Court at defendants' request on the basis of
20 the Court's finding that the ends of justice served by taking such action outweigh the best interest
21 of the public and the defendant in a speedy trial.
22

23 Dated: February 11, 2025

Respectfully submitted,

24 /s/ Michael D. Long

25 MICHAEL D. LONG

26 Attorney for Dustin Brown

27 /s/ Todd Leras

28 TODD LERAS

Attorney for Matthew Michalak

Dated: February 11, 2025

MICHELE BECKWITH
Acting United States Attorney

/s/ Alexis Klein
ALEXIS KLEIN
Assistant U.S. Attorney

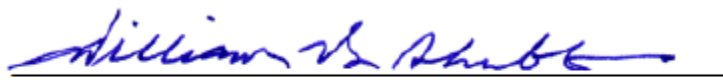
ORDER

GOOD CAUSE APPEARING AND HAVING BEEN SHOWN, IT IS SO ORDERED.

The date for the status hearing in this matter is hereby re-set for **April 21, 2025, at 10:00 a.m.**, before District Court Judge William B. Shubb.

Time is is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code T4] because it results from a continuance granted by the Court at defendants' request on the basis of the Court's finding that the ends of justice served by taking such action outweigh the best interest of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(1)(D). Time is excluded through the new hearing date of April 21, 2025.

Dated: February 12, 2025


WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE